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|                                       |   |                      |
|---------------------------------------|---|----------------------|
| In re Application of                  | : |                      |
| Charles E. Rogler, et al.             | : |                      |
| Application No. 10/805,653            | : | DECISION ON PETITION |
| Filed: March 19, 2004                 | : | TO WITHDRAW          |
| Attorney Docket No. 03368/100D888-US3 | : | FROM RECORD          |

This is a decision on the Request to Withdraw as attorney or agent of record under 37 C.F.R. § 1.36(b), filed May 20, 2008.

The request is **APPROVED**.

A grantable request to withdraw as attorney/agent of record must be signed by every attorney/agent seeking to withdraw or contain a clear indication that one attorney is signing on behalf of another/others. A request to withdraw will not be approved unless at least 30 (thirty) days would remain between the date of approval and the later of the expiration date of a time to file a response or the expiration date of the maximum time period which can be extended under 37 C.F.R. § 1.136(a).

The request was signed by Michael Bernstein on behalf of all attorneys of record. All attorneys/agents have been withdrawn. Applicant is reminded that there is no attorney of record at this time.

The request to change the correspondence of record is not acceptable as the requested correspondence address is not that of: (1) the first named signing inventor; or (2) an intervening assignee of the entire interest under 37 C.F.R. 3.71. All future communications from the Office will be directed to the first named signing inventor at the first copied address below until otherwise properly notified by the applicant.

There is an outstanding Office action mailed April 3, 2008 that requires a reply from the applicant.

Telephone inquiries concerning this decision should be directed to Terri Williams at 571-272-2991.

A handwritten signature in cursive script that reads "Terri Williams".

Terri Williams  
Petitions Examiner  
Office of Petitions

cc: **Charles E. Rogler**  
**42 Blossom Lane**  
**Carmel, NY 10512**

cc: **John L. Harb**  
**Office of Biotechnology**  
**Albert Einstein College of Medicine**  
**1300 Morris Park Avenue**  
**Bronx, NY 10461**



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| APPLICATION NUMBER | FILING OR 371(C) DATE | FIRST NAMED APPLICANT | ATTY. DOCKET NO./TITLE |
|--------------------|-----------------------|-----------------------|------------------------|
| 10/805,653         | 03/19/2004            | Charles E. Rogler     | 03368/100D888-US3      |

**CONFIRMATION NO. 9589**

**POWER OF ATTORNEY NOTICE**



OC000000031539251

7278  
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Date Mailed: 08/13/2008

**NOTICE REGARDING CHANGE OF POWER OF ATTORNEY**

This is in response to the Power of Attorney filed 05/20/2008.

- The withdrawal as attorney in this application has been accepted. Future correspondence will be mailed to the new address of record. 37 CFR 1.33.

/tswilliams/

Office of Data Management, Application Assistance Unit (571) 272-4000, or (571) 272-4200, or 1-888-786-0101